

EXECUTIVE OFFICE OF THE PRESIDENT

BUREAU OF THE BUDGET

WASHINGTON 25, D. C.

AUG 13 1959

My dear Mr. Dulles:

This refers to the draft Executive order headed "Delegating certain authority under the Atomic Energy Act of 1954, as amended," which was transmitted to the President by the Deputy Secretary of Defense and the Acting Chairman of the Atomic Energy Commission on September 4, 1958, and to subsequent correspondence relating to that proposed order.

I transmit herewith copies of the following: (1) Revised draft Executive order, as transmitted to the Attorney General, (2) transmittal letter to the Attorney General, and explanatory attachment thereof, and (3) correspondence from the Chairman of the Atomic Energy Commission, dated April 2, 1959, and from the Department of Defense, dated March 11, 1959 (copies of the AEC and Defense Department papers have heretofore been made available to your staff, informally).

As is explained in the documents referred to above, the transmitted Executive order draft omits provisions with respect to the communication of Restricted Data for intelligence purposes (originally proposed by the Central Intelligence Agency), but otherwise leaves that matter open.

It seems to us that any proposed general Presidential authorization for your Agency to communicate Restricted Data for intelligence purposes should, if possible, have the concurrence of the Department of Defense, the Department of State, and the Atomic Energy Commission. Accordingly, should you desire to pursue this matter further, we suggest for consideration that you initiate the development of such a proposal.

Sincerely yours,

(Signed) Arthur B. Focke

General Counsel

Honorable Allen W. Dulles  
Director  
Central Intelligence Agency  
Washington 25, D.C.

Enclosures